

Message Text

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ACTION EB-08

INFO OCT-01 EUR-12 IO-13 ISO-00 SSO-00 NSCE-00 USIE-00
INRE-00 CIAE-00 DODE-00 PM-04 H-01 INR-07 L-03
NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 AF-08
ARA-06 EA-07 NEA-10 CAB-02 COME-00 DOTE-00 FAA-00
OIC-02 /108 W

-----211703Z 025915 /44

O 211542Z MAR 77

FM AMEMBASSY NICOSIA

TO SECSTATE WASHDC IMMEDIATE 5531

INFO AMCONSUL MONTREAL IMMEDIATE

AMEMBASSY ANKARA IMMEDIATE

USMISSION USUN NEW YORK IMMEDIATE

C O N F I D E N T I A L SECTION 1 OF 2 NICOSIA 0780

E.O. 11652: GDS

TAGS: EAIR, ICAO, PORG, PFOR, CY, TU

SUBJECT: ICAO: TURKISH CYPRIOT DECLARATION OF ADVISORY AIRSPACE
IN NICOSIA FIR

1. FOLLOWING IS TEXT OF LETTER RECEIVED AT 11:40 P.. LOCAL
MARCH 20 BY UNFICYP SENIOR POLITICAL ADVISER GORGE FROM
"TFSC PRESIDENT" DENKTASH FOR TRANSMISSION THROUGY SYG WALDHEIM
TO PRESIDENT OF ICAO COUNCIL. PLEASE PROTECT.

"YOUR EXCELLENCY:

"THANK YOU FOR YOUR MESSAGE CONCERNING THE NOTAM
PUBLISHED BY THE TURKISH FEDERATED STATE OF CYPRUS, MINISTRY
OF COMMUNICATIONS AND WORKS, DEPARTMENT OF CIVIL AVIATION,
WHICH WAS CONVEYED TO US THROUGH THE SECRETARY-GENERAL OF
THE UNITED NATIONS ORGANIZATION.

"THE AIR TRAFFIC ADVISORY SERVICES CONTAINED IN NOTAM
01/77 PUBLISHED BY THE TURKISH FEDERATED STATE OF CYPRUS
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ARE DICTATED BY THE NECESSITIES EXISTING TODAY IN THE
AIR SPACE IN QUESTION. THESE SERVICES ARE OF AN
"ADVISORY" NATUR AND ARE THEREFORE NOT "COMPULSORY".

"AS YOU ARE ALREADY AWARE, NO AIR TRAFFIC SERVICES
HAVE BEEN EXTENDED TO NORTHERN PORTION OF NICOSIA FIR
SINCE AUGUST 1974. THIS FACT HAS BEEN CLEARLY STATED

IN THE AIP'S, NOTAMS AND AIR NAVIGATION CHARTS PUBLISHED BY THE DEPARTMENT OF CIVIL AVIATION OF THE GREEK CYPRIOT ADMINISTRATION. AS A RESULT OF THIS THE DENSE INTERNATIONAL AIR NAVIGATION IN THIS AREA IS LEFT FACE TO FACE WITH CONSTANT DANGERS. IT HAS BEEN THE TURKISH FEDERATED STATE OF CYPRUS WHICH HAS SUFFERED THE CONSEQUENCES OF THIS STATE OF AFFAIRS, BY HAVING TO PROVIDE THE TURKISH COMMUNITY WITH MEANS OF COMMUNICATION WITH THE OUTSIDE WORLD UNDER SUCH UNSAFE AIR NAVIGATION. WE HAD NO ALTERNATIVE SINCE IT WOULD HAVE BEEN MOST UNFAIR TO DEPRIVE ONE-FOURTH OF THE POPULATION OF CYPRUS OF THE RIGHT AND FREEDOM TO TRAVEL.

"THE AIR UNDERLYING THE NOTAM PUBLISHED BY THE TURKISH FEDERATED STATE OF CYPRUS IS TO ENSURE SAFETY, ECONOMY AND REGULARITY TO INTERNATIONAL AIR NAVIGATION IN THE AREA AND TO GIVE AN END TO THE EXISTING CHAOTIC SITUATION. THE AIR TRAFFIC ADVISORY MEASURES ENVISAGED IN THE NOTAM WILL, IN ADDITION, SECURE THE TWO INALIENABLE RIGHTS OF MAN, NAMELY, THE RIGHT TO TRAVEL AND THE RIGHT TO ESTABLISH ECONOMIC RELATIONS IN SAFETY. CONSEQUENTLY THE NOTAM IN QUESTION, WHICH IS IN KEEPING WITH THE AIM OF ICAO, SHOULD HAVE BEEN MADE A SUBJECT FOR PRAISE AND NOT FOR COMPLAINT, SINCE IT ENVISAGES A SERVICE FROM WHICH ALL INTERNATIONAL AIR TRANSPORT AS WELL AS MEMBER COUNTRIES OF ICAO WILL BENEFIT. FURTHERMORE FROM AN EXAMINATION OF THE NOTAM IT WILL BE SEEN THAT THE SERVICE TO BE PROVIDED IN THE AREA IN QUESTION IS OF AN "ADVISORY" NATURE AND THAT IT HAS NOTHING TO CONFIDENTIAL

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DO WITH THE PUBLICATION OF AN FIR.

"THERE IS NO INTENTION WHATSOEVER ON THE PART OF THE TURKISH FEDERATED STATE OF CYPRUS TO DISREGARD THE COUNCIL OF THE INTERNATIONAL CIVIL AVIATION ORGANIZATION AS ALLEGED IN YOUR MESSAGE. THE POINT OF SUBSTANCE WHICH SHOULD BE EMPHASIZED IS THE ARBITRARY ACTION OF THE GREEK CYPRIOT ADMINISTRATION, OSTENSIBLY A MEMBER OF ICAO, WHICH IN COMPLETE DISREGARD OF THE RESPONSIBILITY GIVEN TO IT BY ICAO HAS DECLARED THAT IT WOULD NOT PROVIDE AIR TRAFFIC SERVICE IN NORTHERN AIR SPACE OF CYPRUS AND IN VIOLATION OF ICAO REGULATIONS HAS UNILATERALLY CHANGED AIRWAYS STRUCTURE PRESCRIBED IN ICAO REGIONAL PLAN BY RE-ROUTING AIRWAYS FROM NICOSIA TO LARNACA.

"THE MAIN CAUSE OF THE PRESENT PROBLEM IS THE FACT THAT THE NICOIS INTERNATIONAL AIRPORT AND THE SERVICES ATTACHED TO IT CONTINUE TO BE OUT OF OPERATION. THE

TURKISH FEDERATED STATE OF CYPRUS CONSIDER THE PROPOSAL
MADE BY ME TO MR. CLERIDES IN JANUARY, 1975, FOR THE
JOINT OPERATION OF NICOSIA INTERNATIONAL AIRPORT BETWEEN
THE REPRESENTATIVES OF THE TWO COMMUNITIES UNDER THE
CHAIRMANSHIP OF A THIRD PARTY TO BE STILL VALID. THE
AUTHORITIES OF THE TURKISH FEDERATED STATE OF CYPRUS
WILL BE GRATEFUL IF ICAO WOULD USE ITS GOOD OFFICES TO
ENSURE THAT ADVANTAGE IS TAKEN OF THIS CONSTRUCTIVE AND
WELL-MEANING PROPOSAL FOR THE RE-OPENING OF THE
NICOSIA INTERNATIONAL AIRPORT AND ARE PREPARED TO
COOPERATE WITH ICAO AND ALL OTHERS CONCERNED IN THIS
RESPECT.

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C O N F I D E N T I A L SECTION 2 OF 2 NICOSIA 0780

"PLEASE ACCEPT, YOUR EXCELLENCY, THE ASSURANCES OF
MY HIGHEST CONSIDERATION.

(RAUF R. DENKTASH)
PRESIDENT,
TURKISH FEDERATED STATE
OF CYPRUS"

2. COMMENT: FROM OUR POINT OF VIEW, GIVEN THE NEGATIVE GOT REPLY
TO OUR DEMARCHE IN ANKARA AND THE NEGATIVE RESPONSE TO
UNSYGQUOTED ABOVE, WE BELIEVE BEST CHANCE TO ACHIEVE
RESOLUTION OF TFSC ADVISORY AIR SPACE PROBLEM WOULD BE

EARLIEST CONSIDERATION BY ICAO COUNCIL. WE RECOGNIZE REASONING THAT WENT INTO STATE 60983 BUT CONTINUE TO BELIEVE THAT THERE WOULD BE MORE POSSIBILITY FOR EFFECTIVE DAMAGE LIMITATION THROUGH A TECHNICAL AGENCY THAN BY FURTHER APPROACHES MADE THROUGH POLITICAL ENTITIES SUCH AS FOREIGN MINISTRIES AND UNSGY.

3. WE HAVE JUST BEEN INFORMED BY BRITISH HIGH COMMISSION
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NICOSIA THAT HIGH COMMISSIONER HAS SUGGESTED ON PERSONAL BASIS TO DENKTASH THAT AIRSPACE PROBLEM MIGHT BE CONSIDERED IN VIENNA. WE DO NOT THINK THIS IS A GOOD IDEA BECAUSE IT WOULD ONLY ADD ONE MORE DIFFICULT ISSUE TO AN ALREADY DELICATELY-BALANCED NEGOTIATION. WE UNDERSTAND, BY THE WAY, THAT LONDON HAS NOT RESPONDED TO HIGH COMMISSION SUGGESTION. BRITISH HERE HAVE ALSO FLOATED IDEA WITH LONDON THAT A HIGH-LEVEL TECHNICAL EXPERT FROM ICAO MIGHT COME TO CYPRUS TO COORDINATE WITH GOC AND TFSC OFFICIALS IN EFFORT TO SOLVE PROBLEM. WE ARE EQUALLY COOL TO THIS IDEA. WE CONTINUE TO BELIEVE THE KEY TO RESOLVING TFSC FIR PROBLEM, THROUGH ICAO OR OTHERWISE, LIES IN ANKARA. AS THE WALDHEIM EXPERIENCE SHOWS, INVOLVEMENT OF THE TFSC SIMPLY INVITES A REITERATED NEGATIVE.

4. SINCE DRAFTING FOREGOING, AMBASSADOR HAS HAD A CONVERSATION WITH FONMIN CHRISTOPHIDES ON FIR PROBLEM. CHRISTOPHIDES SAID HE WOULD BE CHAIRING A MEETING LATER IN THE DAY TO CONSIDER GOC POSITION, INTER ALIA THE MERITS OF CLOSING THE ROUTES AFFECTED BY THE TFSC PRONOUNCEMENT. HE NOTED THAT HE HAD TAKEN STRONG ISSUE WITH THE UN OVER ITS HANDLING OF THIS MATTER (I.E. WITH DENKTASH) AND DISAGREED ALSO WITH THE (TENTATIVE UN/BRITISH) IDEA THAT THE FIR PROBLEM MIGHT USEFULLY BE TAKEN UP IN VIENNA. HE THOUGHT THIS WOULD BE A SURE WAY OF BLOCKING ANY OTHER PROGRESS IN VIENNA. HE ASKED FOR AMBASSADOR'S THOUGHTS. AMBASSADOR REPLIED THAT IN HIS PERSONAL VIEW RECOURSE TO ICAO COUNCIL WOULD BE THE BEST WAY TO KEEP THE MATTER ON A PRODUCTIVE, TECHNICAL TRACK AND AS DEPOLITICIZED AS POSSIBLE IN THE CIRCUMSTANCES. CHRISTOPHIDES SAID THIS WOULD BE HIS OWN RECOMMENDATION.
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Message Attributes

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